THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

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WRIT PETITION Nos.10247 to 10251 of 2006

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DATED: 25-05-2006

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WP.No.10247 of 2006

Between:

K.Sitaramulu . . .Petitioner

And

RDO and another . . .Respondents

WP.No.10248 of 2006

Between:

D.Vigneshwara Rao @ Ganesh . . .Petitioner

And

RDO and another . . .Respondents

WP.No.10249 of 2006

Between:

S.Subba Rao . . .Petitioner

And

RDO and another . . .Respondents

WP.No.10250 of 2006

Between:

K.Gangadhar Rao . . .Petitioner

And

RDO and another . . .Respondents

WP.No.10251 of 2006

Between:

S.Papa Rao . . .Petitioner

And

RDO and another . . .Respondents

THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.10247 to 10251 of 2006

COMMON ORDER:

In these writ petitions, the petitioners were issued notices under Section 7 of the Land Encroachment Act (for short "the Act"), by the Mandal Revenue Officer alleging that they have encroached into the Government property. They submitted explanations. Thereafter, the Mandal Revenue Officer passed orders of eviction under Section 6 of the Act. They filed appeals before the Revenue Divisional Officer, Khammam. They have also filed applications for interim orders. Their grievance is that the Revenue Divisional Officer, Khammam, the first respondent, has not passed any orders for stay so far, and that in the meanwhile, the second respondent is trying to evict them.

Heard the learned counsel for the petitioners and the learned Government Pleader for Revenue.

The petitioners availed the statutory remedy of appeal aggrieved by the orders of eviction. Unless interim orders are passed in favour of the petitioners during pendency of the appeals, they are likely to be evicted and in such an event, the appeals themselves would become infructuous.

Hence, the writ petitions are disposed of, directing that the orders of eviction passed against the petitioners shall remain suspended pending disposal of the appeals before the first respondent. There shall be no order as to costs.

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(L.NARASIMHA REDDY, J)

25th MAY, 2006.

Note: furnish c.c. in two days.

B/o

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